



Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

### Complete if Known

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41338

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.†	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.†	Foreign Patent Document Country Code <sup>3</sup> -Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	†*

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	†*
	C1	Complaint for Patent Interference Disatisfaction, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C2	Monsanto's Answer, Affirmative Defenses and Counterclaims, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C3	Mycogen's Reply to Monsanto's Counterclaims, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C4	Mycogen's Response to Monsanto's First Set of Interrogatories (1-18), as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C5	Monsanto's Response to Mycogen's First Set of Interrogatories (Nos. 1-14), as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C6	Monsanto's Expert Report of John T. Goolkasian, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C7	Monsanto's Expert Report of Joachim Messing, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C8	Mycogen's Expert Report of Joseph O. Falkinham, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C9	Monsanto's Rebuttal Expert Report of Dr. Joachim Messing, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C10	Mycogen's Rebuttal Expert Report of Dr. Joseph Falkinham, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C11	Monsanto's Motion for Summary Judgment Regarding Fischhoff's Priority of Invention, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C12	Mycogen's Opposition to Monsanto's Motion for Summary Judgment Regarding Fischhoff's Priority of Invention, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO  <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>		<b>Complete if Known</b> Application Number <b>07/827,906-Conf. #3375</b> Filing Date <b>January 30, 1992</b> First Named Inventor <b>Kenneth A. Barton</b> Art Unit <b>1638</b> Examiner Name <b>A. R. Kubelik</b> Attorney Docket Number <b>28079/41335</b>	
2	Of	23	

C13	Monsanto's Reply Memorandum in Support of Its Motion for Summary Judgment Regarding Fischhoff's Priority of Invention, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
C14	Entry of Pending Motions re denying Monsanto's Motions for Summary Judgment as to priority of invention and as to Fischhoff; Monsanto's Motion to Exclude Falkinham testimony is denied; Mycogen's Motion to Exclude Goolkasian testimony is granted, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
C15	Ciba's Notice Pursuant to 35 U.S.C. § 282, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C16	Notice of Mycogen's and Agrigenetics's Pursuant to 35 U.S.C. § 282, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C17	Ciba's Supplement to the Notice Pursuant to 35 U.S.C. § 282, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C18	Monsanto Company's Responses to Ciba-Geigy Corporation's First Set of Interrogatories (Nos. 1-6), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C19	Monsanto Company's Answers to Ciba-Geigy Corporation's Second Set of Interrogatories, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C20	Monsanto Company's Responses to Ciba-Geigy Corporation's Set of Extra Interrogatories to Monsanto Company, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C21	Monsanto's Responses to Mycogen's First Set of Interrogatories, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C22	Monsanto Company's Answers to Mycogen Plant Science, Inc. and Agrigenetics, Inc.'s Interrogatories 34-40, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C23	Ciba-Geigy Corporation's Responses to Monsanto Company's First Set of Interrogatories (Nos. 1-14), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C24	Mycogen Plant Science and Agrigenetics' Objections and Responses to Monsanto Company's First Set of Interrogatories (1-9) to MPS and Agrigenetics, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C25	Monsanto's Motion For Judgment As A Matter of Law Or, In the Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C26	Novartis' Motion For Judgment As A Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41383
3 of 23			

C27	Mycogen and Agrigenetics Motion For Judgment As A Matter Of Law, or Alternatively, For A Partial New Trial On Limited Issues, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C28	Novartis' Opening Brief in Support of Its Renewed Motion for Judgment As A Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C29	Monsanto's Brief in Support of Its Motion for Judgment As A Matter of Law or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C30	Mycogen and Agrigenetics' Brief in Support of Their Motion for Judgment as a Matter of Law or Alternatively, for a Partial New Trial on Limited Issues, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C31	Monsanto's Opposition to Defendant's Motions for Judgment As A Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C32	Novartis' Answering Brief in Opposition to Monsanto's Motion for Judgment As A Matter of Law or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C33	Mycogen's Brief In Opposition To Monsanto's Motion for Judgment As A Matter Of Law Or, In The Alternative, A New Trial as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C34	Mycogen's Reply Brief in Support of Its Motion for Judgment as a Matter of Law or, Alternatively, A Partial New Trial on Limited Issues, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C35	Novartis' Reply Brief in Support of Its Renewed Motion for Judgment as a Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C36	Monsanto's Reply Brief in Support of It's Motion for Judgment as a Matter of Law or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C37	Hearing Transcript of 7/17/96 Hearing on Pending Motions, pages 1-3 and 44-51, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C38	Ciba-Geigy's Motion and Notice for Summary Judgment of Invalidity Under 35 U.S.C. §102(g), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C39	Monsanto's Opposition to Ciba's Motion for Summary Judgment of Invalidity for Prior Invention Under 35 U.S.C. § 102(g), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/4/333
4	Of	23	

C40	Ciba's Reply Brief in Support of Its Motion for Summary Judgment of Invalidity of the '365 Patent Under 35 U.S.C. § 102(g)a, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C41	4/2/98 Letter Staw to Dalleo Transmitting Mycogen's Corrected Brief in Support of its Motion for Summary Judgment that the '365 Patent is Invalid Under U.S.C. § 103 (Obviousness), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C42	Mycogen's Motion and Brief for Summary Judgment That the '365 Patent is Invalid Under 35 U.S.C. § 103 (OBVIOUSNESS), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C43	Monsanto's Answering Brief to Mycogen's Motion for Summary Judgment That the '365 Patent is Invalid Under 35 U.S.C. § 103 (Obviousness), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C44	Mycogen's Reply Brief in Support of Its Motion for Summary Judgment that the '365 Patent is Invalid, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C45	Defendants Mycogen Plant Science and Agrigenetics, Inc. Motion and Memorandum in Support Pursuant to Rule 12(b)(6) for Dismissal on the Basis of Monsanto's Failure to Comply with the Written Description Requirement of 35 USC § 112 ¶ 1, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C46	Defendants Mycogen & Agrigenetics Brief in Support of its Motion Pursuant to rule 12(b)(6) for Dismissal on the Basis of Monsanto's Failure to Comply with the Written Description Requirement of 35 USC § 112, ¶ 1 (Corrected), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C47	Errata Sheet for Defendants' Mycogen Plant Science and Agrigenetics Brief in Support of its Motion Pursuant to Rule 12(b)(6) for Dismissal on the Basis of Monsanto's Failure to Comply with the Written Description Requirement of 35 USC § 112, ¶ 1, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C48	Plaintiff Monsanto's Brief in Opposition to Defendants Mycogen Plant Science, Inc. and Agrigenetics, Inc.'s Motion Pursuant to Rule 12(b)(6) Fed. R. Civ. P. for Dismissal Based on Compliance with 35 U.S.C. § 112 (Written Description Requirement), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C49	Defendant Mycogen's Reply Brief in Support of Its Motion Pursuant to Rule 12(b)(6), Fed. R. Civ. P., for Dismissal on the Basis of Monsanto's Failure to Comply With the Written Description Requirement of 35 U.S.C. § 112 ¶ 1, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
5	Of	23	

C50	ORDER Denying Defendants' Motion for Dismissal on the Basis of Monsanto's Failure to Comply With the Written Description Requirement of 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C51	Ciba-Geigy's Motion and Notice for Summary Judgment of Invalidity for Lack of Written Description under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C52	Mycogen's Motion for Summary Judgment of Invalidity of the '365 Patent Under 35 U.S.C. § 112 (Inadequate Written Description), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C53	Plaintiff Monsanto's Combined Brief in Opposition to Defendants Mycogen and Ciba's Motions for Summary Judgment of Invalidity for Lack of Adequate Written Description Under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C54	Mycogen's Reply Brief in Support of Its Motion for Summary Judgment of Invalidity of the '365 Patent for Lack of Written Description Under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C55	Ciba's Reply Brief to Monsanto's Combined Brief in Opposition to Mycogen's and Ciba's Motions for Summary Judgment of Invalidity for Lack of Written Description Under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C56	Order For Entry of Judgment, Granting Plaintiff's Motion For Judgment as a Matter of Law in Part, Denying Plaintiff's Motion For Judgment as a Matter of Law in Part, and Denying Other Pending Motions, AS FILED IN <i>MONSANTO CO. V. MYCOGEN PLANT SCIENCE, INC., AGRIGENETICS, INC., AND CIBA-GEIGY CORP.</i> , 96-133-RRM, UNITED STATES COURT DISTRICT OF DELAWARE.	
C57	Judgment In Favor Of Defendants, AS FILED IN <i>MONSANTO CO. V. MYCOGEN PLANT SCIENCE, INC., AGRIGENETICS, INC., AND CIBA-GEIGY CORP.</i> , 96-133-RRM, UNITED STATES COURT DISTRICT OF DELAWARE.	
C58	Opinion of Judge McKelvie on pending trial issues and post trial motions, including inequitable conduct, 61 F. Supp. 2d 133 (D. Del. 1999) in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C59	Revised Opinion On Post Trial Motions And Motion On Inequitable Conduct, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C60	Federal Circuit decision on appeal from <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware, 261 F.3d 1356 (Fed. Cir. 2001).	
C61	Trial Transcript, Opening Statement by Mr. Lynch (Monsanto), pages 63-84, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41383

C62	Trial Transcript, Opening Statement by Mr. Drivas (Novartis), pages 132-136, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C63	Trial Transcript, Opening Statement by Mr. Olson (Mycogen/Agrigenetics), pages 138-168, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C64	Trial Transcript, Rebuttal Opening Statement by Mr. Lynch (Monsanto), pages 168-172, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C65	Trial Transcript, Stephen Rogers, Direct examination by Mr. Lynch (Monsanto), pages 173-195, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C66	Trial Transcript, Stephen Rogers, Continued Direct examination by Mr. Lynch (Monsanto), pages 217-234, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C67	Trial Transcript, Stephen Rogers, Cross examination by Mr. Drivas (Novartis), pages 234-244, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C68	Trial Transcript, Stephen Rogers, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 244-253, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C69	Trial Transcript, Stephen Rogers, Redirect examination by Mr. Lynch (Monsanto), pages 254-255, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C70	Trial Transcript, Stephen Rogers, Transition statements, pages 255-257, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C71	Trial Transcript, John Goolkasian, Direct examination by Ms. Knoll (Monsanto), pages 357-372, 375-399, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C72	Trial Transcript, John Goolkasian, Cross examination by Mr. Drivas (Novartis), pages 399-400, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C73	Trial Transcript, John Goolkasian, Cross examination by Mr. Dickerson (Mycogen/Agrigenetics), pages 401-422, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C74	Trial Transcript, John Goolkasian, Redirect examination by Ms. Knoll (Monsanto), pages 422-423, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

## Complete if Known

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41383

C75	Trial Transcript, John Goolkasian Transition statements, pages 423-426, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C76	Trial Transcript, Dr. Nam-Hai Chua, Direct examination by Mr. Lynch (Monsanto), pages 427-436, 440-472, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C77	Trial Transcript, Dr. Nam-Hai Chua, Cross examination by Mr. Drivas (Novartis), pages 472-486, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C78	Trial Transcript, Dr. Nam-Hai Chua, Continued Cross examination by Mr. Drivas (Novartis), pages 503-538, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C79	Trial Transcript, Dr. Nam-Hai Chua, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 538-570, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C80	Trial Transcript, Dr. Nam-Hai Chua, Redirect examination by Mr. Lynch (Monsanto), pages 570-581, 594-605, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C81	Trial Transcript, Dr. Nam-Hai Chua Transition Statements, pages 605-606, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C82	Trial Transcript, Deposition Testimony of Kenneth Barton, pages 1047-1064, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C83	Trial Transcript, John Dewhirst, Direct examination by Mr. Drivas (Novartis), pages 1066-1080, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C84	Trial Transcript, John Dewhirst, Cross examination by Ms. Knoll (Monsanto), pages 1080-1088, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C85	Trial Transcript, John Dewhirst, Redirect examination by Mr. Drivas (Novartis), pages 1088-1091, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C86	Trial Transcript, Deposition Testimony of Michael Miller, pages 1102-1110, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C87	Trial Transcript, Deposition Testimony of Sandra Cannon, pages 1110-1123, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner  
Signature

/Anne Kubelik/

Date  
Considered

02/23/2009

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41333

C88	Trial Transcript, Transition Statements regarding Michael Miller and Sandra Cannon, pages 1125, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C89	Trial Transcript, Deposition Testimony of Fred Perlak, pages 1125-1137, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C90	Trial Transcript, Deposition Testimony of Edgar Lawson, pages 1137-1139, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C91	Trial Transcript, Deposition Testimony of David Fishhoff and transition statement, pages 1140-1155, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C92	Trial Transcript, Dr. Julia Bailey-Serres, Direct examination by Mr. Drivas (Novartis), pages 1161-1219, 1223-1238, 1250-1260, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C93	Trial Transcript, Dr. Julia Bailey-Serres, Cross examination by Mr. Lynch (Monsanto), pages 1260-1286, dated June 19, 1998, as filed in <i>Monsanto Co. v. Lynch (Monsanto), Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C94	Trial Transcript, Dr. Julia Bailey-Serres, Redirect examination by Mr. Drivas (Novartis), pages 1289-1292, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C95	Trial Transcript, Deposition Testimony of Fred Perlak, pages 1337-1342, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C96	Trial Transcript, Guy Cardineau, Direct examination by Mr. Guise (Mycogen/Agrigenetics), pages 1392-1405, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C97	Trial Transcript, Guy Cardineau, Cross examination by Mr. Lynch (Monsanto), pages 1405-1413, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C98	Trial Transcript, Guy Cardineau, Redirect examination and transition statement by Mr. Guise (Mycogen/Agrigenetics), pages 1413-1418, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C99	Trial Transcript, Michel Adang, Direct examination by Mr. Mahaney (Mycogen/Agrigenetics), pages 1418-1453, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------



Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41363
2	Of	23	

C100	Trial Transcript, Michel Adang, Cross examination by Mr. Lynch (Monsanto), pages 1453-1487, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C101	Trial Transcript, Michel Adang, Redirect examination by Mr. Mahaney (Mycogen/Agrigenetics), pages 1487-1492, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C102	Trial Transcript, Gerald Bjorge, Direct examination by Mr. Olson (Mycogen/Agrigenetics), pages 1497-1514, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C103	Trial Transcript, Gerald Bjorge, Cross examination by Ms. Knoll (Monsanto), pages 1514-1531, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C104	Trial Transcript, Gerald Bjorge, Redirect examination and transition statement by Mr. Olson (Mycogen/Agrigenetics), pages 1532-1536, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C105	Trial Transcript, Deposition Testimony of Lawrence Lavin, pages 1537-1538, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C106	Trial Transcript, Joseph Falkinham, Direct examination by Mr. Olson (Mycogen/Agrigenetics), pages 1539-1604, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C107	Trial Transcript, Joseph Falkinham, Cross examination by Mr. Lynch (Monsanto), pages 1655, 1666-1696, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C108	Trial Transcript, Joseph Falkinham, Redirect examination and transition statement by Mr. Olson (Mycogen/Agrigenetics), pages 1696-1707, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C109	Trial Transcript, Deposition Testimony of Dr. Nam-Hai Chua and transition statements, pages 1707-1708, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C110	Trial Transcript, Fred Perlak, Rebuttal Direct examination by Mr. Lynch (Monsanto), pages 1712-1773, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C111	Trial Transcript, Fred Perlak, Cross examination by Mr. Drivas (Novartis), pages 1773-1821, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

19 Of 23

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41363

C112	Trial Transcript, Fred Perlak, Cross examination by Mr. Olson (Mycogen/AgriGenetics), pages 1821-1841, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C113	Trial Transcript, Fred Perlak, Redirect examination by Mr. Lynch (Monsanto), pages 1842-1843, and transition statement by Mr. Olson (Mycogen/AgriGenetics), pages 1843-1844, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C114	Trial Transcript, Roy Fuchs, Direct examination by Mr. Lynch (Monsanto), pages 1845-1855, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C115	Trial Transcript, Roy Fuchs, Cross examination by Mr. Drivas (Novartis), page 1855, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C116	Trial Transcript, Roy Fuchs, Cross examination by Mr. Dickerson (Mycogen/AgriGenetics), pages 1855-1860, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C117	Trial Transcript, Harry Klee, Direct examination by Mr. Lee (Monsanto), pages 1867-1874, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C118	Trial Transcript, Harry Klee, Cross examination by Mr. Drivas (Novartis), pages 1874-1875, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C119	Trial Transcript, Harry Klee, Cross examination by Mr. Mahaney (Mycogen/AgriGenetics), pages 1875-1878, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C120	Trial Transcript, Linda Hanley Bowdoin, Direct examination by Mr. Lee (Monsanto), pages 1880-1885, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C121	Trial Transcript, Linda Hanley Bowdoin, Cross examination by Mr. Drivas (Novartis), pages 1885-1887, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C122	Trial Transcript, Tom Rogers, Direct examination by Ms. Knoll (Monsanto), pages 1887-1894, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C123	Trial Transcript, Tom Rogers, Cross examination by Mr. Drivas (Novartis), pages 1894-1897, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C124	Trial Transcript, Toni Armstrong, Direct examination by Mr. Lee (Monsanto), pages 1897-1902, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., AgriGenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik	Date Considered	02/23/2009
--------------------	---------------	-----------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41363
1	Of	23	

C125	Trial Transcript, Toni Armstrong, Cross examination by Mr. Oelke (Novartis), pages 1902-1903, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C126	Trial Transcript, Toni Armstrong, Cross examination by Mr. Dickerson (Mycogen/Agrigenetics), page 1903, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C127	Trial Transcript, Jeanne Layton, Direct examination by Mr. Lee (Monsanto), pages 1904-1912, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C128	Trial Transcript, Jeanne Layton, Cross examination by Mr. Oelke (Novartis), page 1912, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C129	Trial Transcript, David Fishhoff, Direct examination by Ms. Knoll (Monsanto), pages 1924-1963, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C130	Trial Transcript, David Fishhoff, Cross examination by Mr. Drivas (Novartis), pages 1963-2018, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C131	Trial Transcript, David Fishhoff, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 2018-2044, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C132	Trial Transcript, David Fishhoff, Redirect examination by Ms. Knoll (Monsanto), pages 2045-2046, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C133	Trial Transcript, Transition statements examination by Mr. Lynch (Monsanto) and Mr. Drivas (Novartis), pages 2047-2051, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C134	Trial Transcript, Deposition transcript of Walter Wright, pages 2051-2056, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C135	Trial Transcript, Dr. Nam-Hai Chua, Direct examination by Mr. Lynch (Monsanto), pages 2057-2074, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C136	Trial Transcript, Dr. Nam-Hai Chua, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 2087-2096, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41333

12	Of	23
----	----	----

C137	Trial Transcript, Opening Statement by Mr. Drivas (Novartis) on inequitable conduct, pages 2209-2227, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C138	Trial Transcript, Opening Statement by Mr. Tomasch (Mycogen/Agrigenetics) on inequitable conduct, pages 2228-2253, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C139	Trial Transcript, Closing Argument by Mr. Lynch (Monsanto), pages 2277-2319, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C140	Trial Transcript, Closing Argument by Mr. Drivas (Novartis), pages 2320-2369, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C141	Trial Transcript, Closing Argument by Mr. Olson (Mycogen/Agrigenetics), pages 2371-2414, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C142	Trial Transcript, Rebuttal Argument by Mr. Lynch (Monsanto), pages 2414-2421, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C143	Trial Transcript, Rebuttal Argument by Mr. Drivas (Novartis), pages 2421-2422, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C144	Trial Transcript, Rebuttal Argument by Mr. Olson (Mycogen/Agrigenetics), pages 2422-2424, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C145	Trial Transcript, Opening Statement by Mr. Lynch (Monsanto) on inequitable conduct, pages 2432-2446, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C146	Trial Transcript, Lawrence Bogorad, Direct examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2447-2493, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C147	Trial Transcript, Lawrence Bogorad, Cross examination by Mr. Lynch (Monsanto), pages 2493-2505, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C148	Trial Transcript, Lawrence Bogorad, Redirect examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2505-2509, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C149	Trial Transcript, David Fishhoff, Examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2509-2547, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Page 12 Of 23

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41323

C150	Trial Transcript, David Fishhoff, Continued examination by Mr. Tomasch (Mycogen/AgriGenetics), pages 2582-2614, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C151	Trial Transcript, David Fishhoff, Examination by Mr. Drivas (Novartis), pages 2614-2645, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C152	Trial Transcript, David Fishhoff, Examination by Ms. Knoll (Monsanto), pages 2646-2658, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C153	Trial Transcript, Closing argument by Mr. Tomasch (Mycogen/AgriGenetics) on inequitable conduct, pages 2658-2680, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C154	Trial Transcript, Closing argument by Mr. Drivas (Novartis) on inequitable conduct, pages 2691-2699, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C155	Trial Transcript, Closing argument by Mr. Lynch (Monsanto), pages 2699-2708, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C156	Expert report of Michael Adang, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C157	Expert report of Arthur Aronson, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C158	Expert report of Julia Bailey-Serres, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C159	Expert report of Gerald Bjorge, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C160	Expert report of Gerald Bjorge, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C161	Expert report of Lawrence Bogorad, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C162	Expert report of John Dewhirst, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C163	Expert report of Joseph Falkinham, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO  <h2 style="text-align: center; margin: 10px 0;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center; font-size: small;">(Use as many sheets as necessary)</p>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: left; padding: 2px;">Complete if Known</th> </tr> <tr> <td style="width: 50%; padding: 2px;">Application Number</td> <td style="padding: 2px;">07/827,906-Conf. #3375</td> </tr> <tr> <td style="padding: 2px;">Filing Date</td> <td style="padding: 2px;">January 30, 1992</td> </tr> <tr> <td style="padding: 2px;">First Named Inventor</td> <td style="padding: 2px;">Kenneth A. Barton</td> </tr> <tr> <td style="padding: 2px;">Art Unit</td> <td style="padding: 2px;">1638</td> </tr> <tr> <td style="padding: 2px;">Examiner Name</td> <td style="padding: 2px;">A. R. Kubelik</td> </tr> <tr> <td style="padding: 2px;">Attorney Docket Number</td> <td style="padding: 2px;">28079/41323</td> </tr> </table>		Complete if Known		Application Number	07/827,906-Conf. #3375	Filing Date	January 30, 1992	First Named Inventor	Kenneth A. Barton	Art Unit	1638	Examiner Name	A. R. Kubelik	Attorney Docket Number	28079/41323
Complete if Known																	
Application Number	07/827,906-Conf. #3375																
Filing Date	January 30, 1992																
First Named Inventor	Kenneth A. Barton																
Art Unit	1638																
Examiner Name	A. R. Kubelik																
Attorney Docket Number	28079/41323																
14	Of	23															

C164	Expert report of Joseph Falkinham, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C165	Expert report of Joseph Falkinham, submitted 4/30/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C166	Expert report of John Gookasian, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C167	Expert report of John Gookasian, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C168	Expert report of Julia Bailey-Serres, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C169	Expert report of Nam-Hai Chua, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C170	Expert report of Nam-Hai Chua, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C171	Monsanto's Responses to Mycogen's First Set of Interrogatories, dated July 10, 1995, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C172	Monsanto's Responses to Plaintiffs' Fourth Set of Interrogatories, dated January 21, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C173	Mycogen Plant Science, Inc. and Agrigenetics, Inc.'s Responses to Monsanto's First Set of Interrogatories (Nos. 1-11), dated June 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C174	Mycogen's Notice of Motion and Motion for Summary Judgment of Validity and Memorandum of Points and Authorities in Support of Its Motion for Summary Judgment of Validity (includes Declaration of Laurenson in Support), dated December 28, 1995, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C175	Mycogen's Statement of Undisputed Facts in Support of Its Motion for Summary Judgment of Validity, dated December 28, 1995, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C176	Monsanto's Memorandum in Opposition to Mycogen's Motion for Summary Judgment of Validity and Exhibits in Support, filed July 24, 1996, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C177	Mycogen's Reply in Support of Its Motion for Summary Judgment of Validity, dated August 5, 1996, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333

C178	Order Denying Motion for Summary Judgment of Validity; Denying Motion for Summary Judgment Re Interpretation of 35 U.S.C. § 271(g); Granting Motion for Summary Judgment on Claim Construction, filed August 15, 1996, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C179	Monsanto's Motion and Notice of Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g) and § 103 Pursuant to Fed. R. Civ. P. 56, dated March 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C180	Mycogen's and Agrigenetics's Opposition to Monsanto's Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g) and § 103 (includes Declaration of F.T. Alexandra Mahaney and Appendix), dated April 13, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C181	Reply Brief of Monsanto in Support of Its Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g) and § 103, dated April 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C182	Monsanto's Motion and Notice of Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831 (includes Declaration of Melinda Patterson), dated March 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C183	Mycogen's Opposition to Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831 (includes Declaration of F.T. Alexandra Mahaney and Appendix), dated April 13, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C184	Reply Memorandum in Support of Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, dated April 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C185	Order Lifting Stay; Order Granting Monsanto's Motion for Summary Judgment Under 35 U.S.C. §§ 102(g) and 103; Order Denying Monsanto's Motion for Summary Judgment Under 35 U.S.C. § 112 as Moot, filed November 10, 1999, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C186	<i>Mycogen Plant, et al. v. Monsanto Company</i> , 252 F.3d 1306 (Fed. Cir. 2001) - <i>Inter alia</i> , reversing summary judgment of invalidity under 35 U.S.C. § 102(g).	
C187	Supplemental Memorandum of Points and Authorities in Support of Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, filed November 19, 2001, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C188	Mycogen's Opposition to Monsanto's Motion on Remand for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, dated December 3, 2001, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C189	Reply Memorandum of Points and Authorities in Support of Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, dated December 10, 2001, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41333

16 Of 23

- |      |  |
|------|--|
| C190 | Order Denying Monsanto's Motion for Summary Judgment, dated June 4, 2002, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).  |
| C191 | Rule 26 Expert Report of John T. Gookasian, dated November 10, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).   |
| C192 | Rule 26 Expert Report of Dallas E. Johnson, dated November 13, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).   |
| C193 | Expert Report of Dr. Joachim Messing, dated November 13, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).   |
| C194 | Rebuttal Expert Report of Joseph Falkinham III, dated December 18, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).   |
| C195 | Notice of DeKalb Pursuant to 35 U.S.C. § 232, dated December 12, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).   |
| C196 | Notice Under 35 U.S.C. § 282 by Monsanto and Delta and Pine Land Company, dated December 20, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).   |
| C197 | Mycogen's Supplemental Responses to Interrogatory Nos. 7 and 9 of DeKalb's Second Set of Interrogatories, dated December 9, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).                                    |
| C198 | Mycogen's Response to Monsanto's First Set of Interrogatories, dated June 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).  |
| C199 | Mycogen's Supplemental Response to Monsanto's First Set of Interrogatories, dated December 23, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).   |
| C200 | Monsanto's Responses to Mycogen's and Agrigenetics' First Set of Interrogatories, dated April 23, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).  |
| C201 | Monsanto's and Delta and Pine Land's Supplemental Responses to Interrogatories, dated November 21, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).   |
| C202 | Delta and Pine Land's Responses to Mycogen's and Agrigenetics' First Set of Interrogatories, dated April 28, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).   |
| C203 | Mycogen's and Agrigenetics' Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50, dated February 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).  |
| C204 | Mycogen's and Agrigenetics' Post-Trial Brief in Support of Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50 (includes Appendix, dated March 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington). |

Examiner  
 Signature

/Anne Kubelik/

Date  
 Considered

02/23/2009



Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3975
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
17	Of	23	

C205	Monsanto's and Delta and Pine Land's Opposition to Mycogen's Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50 (includes Appendix in Support, see Appendix OP 448.2, 448.3 and 448.4), dated April 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C206	Memorandum of DeKalb Genetics in Opposition to Plaintiff's Motion for Judgment as a Matter of Law, dated April 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C207	Mycogen's Reply Brief in Support of its Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50, dated May 11, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C208	Monsanto's and Delta and Pine Land's Renewed Motion for Judgment as a Matter of Law at the Close of Evidence, dated February 2, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C209	Monsanto's and Delta and Pine Land's Renewed Motion for Judgment as a Matter of Law after the Verdict, dated February 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C210	Memorandum in Support of Monsanto's and Delta and Pine Land's Renewed Motions for Judgment as a Matter of Law, dated March 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C211	Defendants' Reply to Plaintiffs' Opposition to Monsanto's and Delta and Pine Land's Motion for Judgment as a Matter of Law, dated May 12, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C212	Letter from Balick, Ashby & Geddes to Judge McKelvie re issues Raised in DeKalb's Motion for Partial Summary Judgment, dated October 13, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C213	Letter from Ingersoll to Judge McKelvie re Mycogen's Replying on Banner Deposition for Summary Judgment Argument, dated January 6, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C214	Monsanto's and Delta and Pine Land's Brief in Support of Their Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated November 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C215	Plaintiffs' Brief in Opposition to Defendants' Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated December 22, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C216	Amended Version of Plaintiffs' Brief in Opposition to Defendants' Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated December 23, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C217	Reply Brief of Monsanto and Delta and Pine Land in Support of Their Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated January 7, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

16 Of 23

## **Complete if Known**

Application Number 07/827,906-Conf. #3375  
 Filing Date January 30, 1992  
 First Named Inventor Kenneth A. Barton  
 Art Unit 1638  
 Examiner Name A. R. Kubelik  
 Attorney Docket Number 28079/41323

- C218 Monsanto's and Delta and Pine Land's Brief in Support of Its Motion for Summary Judgment of Invalidity of Patent Nos. 5,567,600 and 5,567,862 Under 35 U.S.C. § 112, dated October 27, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C219 Plaintiffs' Answering Brief to Monsanto's Motion for Summary Judgment of Invalidity of Patent Nos. 5,567,600 and 5,567,862 Under 35 U.S.C. § 112, dated November 24, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C220 Declaration of Dr. Guy Cardineau in Support of Plaintiffs' Answering Brief to Monsanto's Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 112, dated November 24, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C221 Monsanto's and Delta and Pine Land's Reply to Mycogen's Answer to Monsanto's Brief in Support of Their Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 112, dated December 8, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C222 Opening Memorandum in Support of the Motion of DeKalb for Partial Summary Judgment of Invalidity (includes Appendix), dated October 13, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C223 Plaintiffs' Answering Brief to DeKalb's Motion for Partial Summary Judgment of Invalidity, dated November 18, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C224 Declaration of Keith Walker in Support of Answering Brief to DeKalb's Motion for Partial Summary Judgment of Invalidity, dated November 18, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C225 DeKalb's Reply Brief in Support of Its Motion for Partial Summary Judgment of Invalidity (includes Appendix), dated December 11, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C226 Judgment, dated February 5, 1998, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C227 Revised Opinion on Post-Trial Motions and Motion for Attorney Fees and on Inequitable Conduct, dated September 8, 1999, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C228 Donald W. Banner Expert Report, dated November 3, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C229 Dallas Johnson Expert Report, dated November 3, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C230 Joachim Messing Expert Report, dated November 3, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
- C231 Lawrence Bogorad Expert Report, dated November 14, 1997, as filed in *Mycogen Plant, et al. v. Monsanto Company, et al.*, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).

Examiner  
 Signature

/Anne Kubelik/

Date  
 Considered

02/23/2009

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #33/5
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
19	Of	23	

C232	Joseph O. Falkinham Rebuttal Report, dated November 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C233	<i>Mycogen Plant Science, Inc. v. Monsanto Co.</i> , 243 F.3d 1316 (2001).	
C234	Trial Transcript, Opening Statement by Mr. Olson, pages 80-96, 101-118, dated January 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C235	Trial Transcript, Opening Statement by Mr. Lynch, pages 118-152, dated January 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C236	Trial Transcript, Opening Statement by Mr. Baumgartner, pages 154-193, dated January 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C237	Trial Transcript, Elizabeth E. Murray, Direct Examination by Mr. Olson, pages 443-481, dated January 21, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C238	Trial Transcript, Elizabeth E. Murray, Continued Direct Examination by Mr. Olson, pages 493-504, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C239	Trial Transcript, Elizabeth E. Murray, Cross-Examination by Ms. Knoll, pages 504-559, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C240	Trial Transcript, Elizabeth E. Murray, Cross-Examination by Mr. Baumgartner, pages 559-588, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C241	Trial Transcript, Elizabeth E. Murray, Redirect by Mr. Olson, pages 589-617, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C242	Trial Transcript, Frederick J. Perlak, Direct Examination by Mr. Lynch, pages 875-730, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C243	Trial Transcript, Frederick J. Perlak, Cross-Examination by Mr. Olson, pages 930-968, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C244	Trial Transcript, Frederick J. Perlak, Redirect by Mr. Lynch, pages 968-973, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C245	Trial Transcript, Sylvia McPherson, Direct Examination by Mr. Lee, pages 979-984, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C246	Trial Transcript, Sylvia McPherson, Cross-Examination by Mr. Olson, pages 984-987, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

## **Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41323

C247	Trial Transcript, Sylvia McPherson, Redirect by Mr. Lee, pages 987-988, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C248	Trial Transcript, Harry J. Klee, Direct Examination by Ms. Knoll, pages 989-996, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C249	Trial Transcript, Harry J. Klee, Cross-Examination by Mr. Olson, pages 996-997, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C250	Trial Transcript, Roy Fuchs, Direct Examination by Mr. Lynch, pages 998-1012, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C251	Trial Transcript, Roy Fuchs, Cross-Examination by Mr. Olson, pages 1012-1016, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C252	Trial Transcript, Linda Hanley-Bowdoin, Direct Examination by Ms. Knoll, pages 1017-1023, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C253	Trial Transcript, Linda Hanley-Bowdoin, Cross-Examination by Mr. Olson, page 1024, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C254	Trial Transcript, Stephen C. Rogers, Direct Examination by Mr. Lynch, pages 1025-1042, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C255	Trial Transcript, Stephen C. Rogers, Cross-Examination by Mr. Olson, pages 1042-1046, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C256	Trial Transcript, David Fischhoff, Direct Examination by Mr. Saylor, pages 1079-1111, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C257	Trial Transcript, David Fischhoff, Cross-Examination by Mr. Olson, pages 1111-1156, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C258	Trial Transcript, David Fischhoff, Redirect by Mr. Saylor, pages 1156-1160, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C259	Trial Transcript, Joachim Messing, Direct Examination by Mr. Lynch, pages 1166-1203, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C260	Trial Transcript, Joachim Messing, Cross-Examination by Mr. Olson, pages 1203-1229, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C261	Trial Transcript, Catherine Mackey, Direct Examination by Mr. Baumgartner, pages 1237-1272, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449-PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

2

Of

23

## Complete if Known

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelick
Attorney Docket Number	28079/41363

C262	Trial Transcript, Catherine Mackey, Cross-Examination by Mr. Olson, pages 1273-1292, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C263	Trial Transcript, Catherine Mackey, Redirect by Mr. Baumgartner, pages 1292-1294, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C264	Trial Transcript, Michael A. Stephens, Direct by Mr. Baumgartner, pages 1302-1325, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C265	Trial Transcript, Michael A. Stephens, Cross-Examination by Mr. Olson, pages 1325-1335, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C266	Trial Transcript, Michael A. Stephens, Continued Cross-Examination by Mr. Olson, pages 1342-1344, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C267	Trial Transcript, Daniel R. Gallie, Direct by Mr. Baumgartner, pages 1359-1402, 1410-1435, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C268	Trial Transcript, Daniel R. Gallie, Cross-Examination by Mr. Guise, pages 1435-1448, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C269	Trial Transcript, Daniel R. Gallie, Redirect by Mr. Baumgartner, pages 1448-1453, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C270	Trial Transcript, Video Excerpts from Don Merlo Deposition, pages 1463-1478, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C271	Trial Transcript, Deposition Testimony from Donald Merlo, pages 1483-1496, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C272	Trial Transcript, Deposition Testimony from Thomas Rocheleau, pages 1497-1520, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C273	Trial Transcript, Joseph O. Falkinham, Direct Examination by Mr. Guise, pages 1625-1654, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C274	Trial Transcript, Joseph O. Falkinham, Cross-Examination by Mr. Lynch, pages 1654-1690, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C275	Trial Transcript, Joseph O. Falkinham, Cross-Examination by Mr. Baumgartner, pages 1690-1691, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C276	Trial Transcript, Joseph O. Falkinham, Redirect by Mr. Guise, pages 1691-1694, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).

Examiner  
Signature

/Anne Kubelick/

Date  
Considered

02/23/2009

Substitute for form 1449/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

## Complete if Known

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41333

C277	Trial Transcript, Michael J. Adang, Direct Examination by Ms. Mahaney, pages 1701-1744, 1747-1750, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C278	Trial Transcript, Michael J. Adang, Cross-Examination by Mr. Lynch, pages 1750-1778, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C279	Trial Transcript, Michael J. Adang, Cross-Examination by Mr. Baumgartner, pages 1778-1813, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C280	Trial Transcript, Michael J. Adang, Redirect by Ms. Mahaney, pages 1813-1820, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C281	Trial Transcript, Deposition Testimony of John Ingle, pages 1833-1840, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C282	Trial Transcript, Jean Romero-Severson, Direct Examination by Ms. Mahaney, pages 1841-1847, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C283	Trial Transcript, Jean Romero-Severson, Cross-Examination by Ms. Knoll, pages 1847-1850, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C284	Trial Transcript, Deposition Testimony of Carolyn Stock, pages 1851-1862, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C285	Trial Transcript, Deposition Testimony of Carolyn Stock (Continued), pages 1933-1939, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C286	Trial Transcript, Theodore Klein, Direct Examination by Mr. Katcoff, pages 1970-1993, 2003-2013, dated January 19, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C287	Trial Transcript, Theodore Klein, Cross-Examination by Mr. Baumgartner, pages 2014-2054, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C288	Trial Transcript, Theodore Klein, Redirect by Mr. Katcoff, pages 2054-2058, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C289	Trial Transcript, Deposition Testimony of Charles Armstrong, pages 2063-2071, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C290	Trial Transcript, Deposition Testimony of Ben Bowen, pages 2074-2094, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C291	Trial Transcript, Deposition Testimony of William Gurley, pages 2132-2141, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , et al, 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333

C292	Trial Transcript, Deposition Testimony of Lorraine Greenlee, pages 2152-2194, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C293	Trial Transcript, Deposition Testimony of Larry Swaney, pages 2194-2196, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C294	Trial Transcript, Deposition Testimony of Kevin McBride, pages 2254-2257, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C295	Trial Transcript, Deposition Testimony of Duff Dean, pages 2257-2258, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C296	Trial Transcript, Deposition Testimony of Sherry Brown, pages 2258-2261, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C297	Trial Transcript, Deposition Testimony of Charles Romano, pages 2261-2264, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C298	Trial Transcript, Deposition Testimony of Dave Corbin, pages 2264-2273, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C299	Trial Transcript, Deposition Testimony of Duff Dean (Counterdesignation), pages 2275-2276, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C300	Trial Transcript, Closing Argument by Mr. Olson, pages 2368-2371, 2396-2433, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C301	Trial Transcript, Closing Argument by Mr. Lynch, pages 2434-2476, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C302	Trial Transcript, Closing Argument by Mr. Baumgartner, pages 2479-2522, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C303	Trial Transcript, Closing Argument by Mr. Olson (Continued), pages 2523-2528, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C304	Trial Transcript, Closing Argument by Mr. Baumgartner (Continued), pages 2528-2530, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C305	Plaintiffs' Answering Brief in Opposition to Monsanto's and Delta and Pine Land's Motion for Judgment as a Matter of Law, dated April 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*Applicant's unique citation designation number (optional). \*Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2008
--------------------	----------------	-----------------	------------



PTO/SB/08b (10-06)

Approved for use through 11/30/2008. OMB 0651-0034  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

1 of 23

**Complete If Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41333

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.¹	Document Number Number-Kind Code² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.¹	Foreign Patent Document Country Code³-Number-Kind Code⁴ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	⁵

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No.¹	Include name of the author in CAPITAL LETTERS, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
	C1	Complaint for Patent Interference Dissatisfaction, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C2	Monsanto's Answer, Affirmative Defenses and Counterclaims, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C3	Mycogen's Reply to Monsanto's Counterclaims, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C4	Mycogen's Response to Monsanto's First Set of Interrogatories (1-18), as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C5	Monsanto's Response to Mycogen's First Set of Interrogatories (Nos. 1-14), as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C6	Monsanto's Expert Report of John T. Goolkasian, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C7	Monsanto's Expert Report of Joachim Messing, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C8	Mycogen's Expert Report of Joseph O. Falkinham, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C9	Monsanto's Rebuttal Expert Report of Dr. Joachim Messing, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C10	Mycogen's Rebuttal Expert Report of Dr. Joseph Falkinham, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C11	Monsanto's Motion for Summary Judgment Regarding Fischhoff's Priority of Invention, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	
	C12	Mycogen's Opposition to Monsanto's Motion for Summary Judgment Regarding Fischhoff's Priority of Invention, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	07/827,906-Conf. #3375
Filing Date	January 30, 1992
First Named Inventor	Kenneth A. Barton
Art Unit	1638
Examiner Name	A. R. Kubelik
Attorney Docket Number	28079/41333

C13	Monsanto's Reply Memorandum in Support of Its Motion for Summary Judgment Regarding Fischhoff's Priority of Invention, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).
C14	Entry of Pending Motions re denying Monsanto's Motions for Summary Judgment as to priority of invention and as to Fischhoff: Monsanto's Motion to Exclude Falkinham testimony is denied; Mycogen's Motion to Exclude Goolkasian testimony is granted, as filed in <i>Mycogen Corp. v. Monsanto Co.</i> , 1:04-CV-0573 DFH-WTL, U.S. District Court for the Southern District of Indiana (Indianapolis).
C15	Ciba's Notice Pursuant to 35 U.S.C. §282, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C16	Notice of Mycogen's and Agrigenetic's Pursuant to 35 U.S.C. § 282, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C17	Ciba's Supplement to the Notice Pursuant to 35 U.S.C. §282, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C18	Monsanto Company's Responses to Ciba-Geigy Corporation's First Set of Interrogatories (Nos. 1-6), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C19	Monsanto Company's Answers to Ciba-Geigy Corporation's Second Set of Interrogatories, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C20	Monsanto Company's Responses to Ciba-Geigy Corporation's Set of Extra Interrogatories to Monsanto Company, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C21	Monsanto's Responses to Mycogen's First Set of Interrogatories, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C22	Monsanto Company's Answers to Mycogen Plant Science, Inc. and Agrigenetics, Inc.'s Interrogatories 31-40, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C23	Ciba-Geigy Corporation's Responses to Monsanto Company's First Set of Interrogatories (Nos. 1-14), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C24	Mycogen Plant Science and Agrigenetics' Objections and Responses to Monsanto Company's First Set of Interrogatories (1-9) to MPS and Agrigenetics, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C25	Monsanto's Motion For Judgment As A Matter of Law Or, In the Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C26	Novartis' Motion For Judgment As A Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
	3	of	23

C27	Mycogen and Agrigenetics Motion For Judgment As A Matter Of Law, Or Alternatively, For A Partial New Trial On Limited Issues, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C28	Novartis' Opening Brief in Support of Its Renewed Motion for Judgment As A Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C29	Monsanto's Brief in Support of Its Motion for Judgment As a Matter of Law or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C30	Mycogen and Agrigenetics' Brief in Support of Their Motion for Judgment as a Matter of Law or Alternatively, for a Partial New Trial on Limited Issues, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C31	Monsanto's Opposition to Defendant's Motions for Judgment As A Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C32	Novartis' Answering Brief in Opposition to Monsanto's Motion for Judgment As A Matter of Law or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C33	Mycogen's Brief In Opposition To Monsanto's Motion for Judgment As A Matter Of Law Or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C34	Mycogen's Reply Brief in Support of Its Motion for Judgment as a Matter of Law or, Alternatively, A Partial New Trial on Limited Issues, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C35	Novartis' Reply Brief in Support of Its Renewed Motion for Judgment as a Matter of Law, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C36	Monsanto's Reply Brief in Support of Its Motion for Judgment as a Matter of Law or, In The Alternative, A New Trial, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C37	Hearing Transcript of 7/17/96 Hearing on Pending Motions, pages 1-3 and 44-61, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C38	Ciba-Geigy's Motion and Notice for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C39	Monsanto's Opposition to Ciba's Motion for Summary Judgment of Invalidity for Prior Inventorship Under 35 U.S.C. § 102(g), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41353
4	Of	23	

C40	Ciba's Reply Brief in Support of Its Motion for Summary Judgment of Invalidity of the '365 Patent Under 35 U.S.C. § 102(g), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C41	4/2/98 Letter Shaw to Daileo Transmitting Mycogen's Corrected Brief in Support of its Motion for Summary Judgment that the '365 Patent is Invalid Under U.S.C. § 103 (Obviousness), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C42	Mycogen's Motion and Brief for Summary Judgment That the '365 Patent is Invalid Under 35 U.S.C. § 103 (OBVIOUSNESS), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C43	Monsanto's Answering Brief to Mycogen's Motion for Summary Judgment That the '365 Patent is Invalid Under 35 U.S.C. § 103 (Obviousness), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C44	Mycogen's Reply Brief in Support of its Motion for Summary Judgment that the '365 Patent is Invalid, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C45	Defendants Mycogen Plant Science and Agrigenetics, Inc. Motion and Memorandum in Support Pursuant to Rule 12(b)(6) for Dismissal on the Basis of Monsanto's Failure to Comply with the Written Description Requirement of 35 USC § 112 ¶ 1, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C46	Defendants Mycogen & Agrigenetics Brief in Support of its Motion Pursuant to rule 12(b)(6) for Dismissal on the Basis of Monsanto's Failure to Comply with the Written Description Requirement of 35 USC § 112, ¶ 1 (Corrected), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C47	Errata Sheet for Defendants' Mycogen Plant Science and Agrigenetics Brief in Support of its Motion Pursuant to Rule 12(b)(6) for Dismissal on the Basis of Monsanto's Failure to Comply with the Written Description Requirement of 35 USC § 112, ¶ 1, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C48	Plaintiff Monsanto's Brief in Opposition to Defendants Mycogen Plant Science, Inc. and Agrigenetics, Inc.'s Motion Pursuant to Rule 12(b)(6) Fed. R. Civ. P. for Dismissal Based on Compliance with 35 U.S.C. § 112 (Written Description Requirement), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C49	Defendant Mycogen's Reply Brief in Support of Its Motion Pursuant to Rule 12(b)(6), Fed. R. Civ. P., for Dismissal on the Basis of Monsanto's Failure to Comply With the Written Description Requirement of 35 U.S.C. § 112 ¶ 1, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
5	Of	23	

C50	ORDER Denying Defendants' Motion for Dismissal on the Basis of Monsanto's Failure to Comply With the Written Description Requirement of 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C51	Ciba-Geigy's Motion and Notice for Summary Judgment of Invalidity for Lack of Written Description under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C52	Mycogen's Motion for Summary Judgment of Invalidity of the '365 Patent Under 35 U.S.C. § 112 (Inadequate Written Description), as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C53	Plaintiff Monsanto's Combined Brief in Opposition to Defendants Mycogen and Ciba's Motions for Summary Judgment of Invalidity for Lack of Adequate Written Description Under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C54	Mycogen's Reply Brief in Support of its Motion for Summary Judgment of Invalidity of the '365 Patent for Lack of Written Description Under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C55	Ciba's Reply Brief to Monsanto's Combined Brief in Opposition to Mycogen's and Ciba's Motions for Summary Judgment of Invalidity for Lack of Written Description Under 35 U.S.C. § 112, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C56	Order For Entry of Judgment, Granting Plaintiff's Motion For Judgment as a Matter of Law in Part, Denying Plaintiff's Motion For Judgment as a Matter of Law in Part, and Denying Other Pending Motions, AS FILED IN <i>MONSANTO CO. V. MYCOGEN PLANT SCIENCE, INC., AGRIGENETICS, INC., AND CIBA-GEIGY CORP.</i> , 96-133-RRM, UNITED STATES COURT DISTRICT OF DELAWARE.	
C57	Judgment In Favor Of Defendants, AS FILED IN <i>MONSANTO CO. V. MYCOGEN PLANT SCIENCE, INC., AGRIGENETICS, INC., AND CIBA-GEIGY CORP.</i> , 96-133-RRM, UNITED STATES COURT DISTRICT OF DELAWARE.	
C58	Opinion of Judge McKelvie on pending trial issues and post trial motions, including inequitable conduct, 61 F. Supp. 2d 133 (D.Del. 1999) in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C59	Revised Opinion On Post Trial Motions And Motion On Inequitable Conduct, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C60	Federal Circuit decision on appeal from <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware, 261 F.3d 1356 (Fed. Cir. 2001).	
C61	Trial Transcript, Opening Statement by Mr. Lynch (Monsanto), pages 63-84, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO		<b>Complete if Known</b>			
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375		
		Filing Date	January 30, 1992		
		First Named Inventor	Kenneth A. Barton		
		Art Unit	1638		
		Examiner Name	A. R. Kubelik		
	6	Of	23	Attorney Docket Number	28079/41333

C62	Trial Transcript, Opening Statement by Mr. Drivas (Novartis), pages 122-136, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C63	Trial Transcript, Opening Statement by Mr. Olson (Mycogen/Agrigenetics), pages 138-168, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C64	Trial Transcript, Rebuttal Opening Statement by Mr. Lynch (Monsanto), pages 168-172, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C65	Trial Transcript, Stephen Rogers, Direct examination by Mr. Lynch (Monsanto), pages 173-195, dated June 15, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C66	Trial Transcript, Stephen Rogers, Continued Direct examination by Mr. Lynch (Monsanto), pages 217-234, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C67	Trial Transcript, Stephen Rogers, Cross examination by Mr. Drivas (Novartis), pages 234-244, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C68	Trial Transcript, Stephen Rogers, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 244-253, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C69	Trial Transcript, Stephen Rogers, Redirect examination by Mr. Lynch (Monsanto), pages 254-255, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C70	Trial Transcript, Stephen Rogers, Transition statements, pages 255-257, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C71	Trial Transcript, John Goolkasian, Direct examination by Ms. Knoll (Monsanto), pages 357-372, 375-399, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C72	Trial Transcript, John Goolkasian, Cross examination by Mr. Drivas (Novartis), pages 399-400, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C73	Trial Transcript, John Goolkasian, Cross examination by Mr. Dickerson (Mycogen/Agrigenetics), pages 401-422, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C74	Trial Transcript, John Goolkasian, Redirect examination by Ms. Knoll (Monsanto), pages 422-423, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO  <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>		<h3 style="text-align: center;">Complete if Known</h3> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>07/827,906-Conf. #3375</td> </tr> <tr> <td>Filing Date</td> <td>January 30, 1992</td> </tr> <tr> <td>First Named Inventor</td> <td>Kenneth A. Barton</td> </tr> <tr> <td>Art Unit</td> <td>1638</td> </tr> <tr> <td>Examiner Name</td> <td>A. R. Kubelik</td> </tr> <tr> <td>Attorney Docket Number</td> <td>28079/41333</td> </tr> </table>		Application Number	07/827,906-Conf. #3375	Filing Date	January 30, 1992	First Named Inventor	Kenneth A. Barton	Art Unit	1638	Examiner Name	A. R. Kubelik	Attorney Docket Number	28079/41333
Application Number	07/827,906-Conf. #3375														
Filing Date	January 30, 1992														
First Named Inventor	Kenneth A. Barton														
Art Unit	1638														
Examiner Name	A. R. Kubelik														
Attorney Docket Number	28079/41333														
	7	Of	23												

C75	Trial Transcript, John Goolkasian Transition statements, pages 423-425, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C76	Trial Transcript, Dr. Nam-Hai Chua, Direct examination by Mr. Lynch (Monsanto), pages 427-436, 440-472, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C77	Trial Transcript, Dr. Nam-Hai Chua, Cross examination by Mr. Drivas (Novartis), pages 472-486, dated June 16, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C78	Trial Transcript, Dr. Nam-Hai Chua, Continued Cross examination by Mr. Drivas (Novartis), pages 503-538, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C79	Trial Transcript, Dr. Nam-Hai Chua, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 538-570, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C80	Trial Transcript, Dr. Nam-Hai Chua, Redirect examination by Mr. Lynch (Monsanto), pages 570-581, 594-605, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C81	Trial Transcript, Dr. Nam-Hai Chua Transition Statements, pages 605-606, dated June 17, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C82	Trial Transcript, Deposition Testimony of Kenneth Barton, pages 1047-1064, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C83	Trial Transcript, John Dewhirst, Direct examination by Mr. Drivas (Novartis), pages 1066-1080, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C84	Trial Transcript, John Dewhirst, Cross examination by Ms. Knoll (Monsanto), pages 1080-1088, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C85	Trial Transcript, John Dewhirst, Redirect examination by Mr. Drivas (Novartis), pages 1088-1091, dated June 18, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C86	Trial Transcript, Deposition Testimony of Michael Miller, pages 1102-1110, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C87	Trial Transcript, Deposition Testimony of Sandra Cannon, pages 1110-1123, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
8	Of	23	

C88	Trial Transcript, Transition Statements regarding Michael Miller and Sandra Cannon, pages 1125, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C89	Trial Transcript, Deposition Testimony of Fred Perlak, pages 1125-1137, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C90	Trial Transcript, Deposition Testimony of Edgar Lawson, pages 1137-1139, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C91	Trial Transcript, Deposition Testimony of David Fishhoff and transition statement, pages 1140-1155, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C92	Trial Transcript, Dr. Julia Bailey-Serres, Direct examination by Mr. Drivas (Novartis), pages 1161-1219, 1223-1238, 1250-1260, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C93	Trial Transcript, Dr. Julia Bailey-Serres, Cross examination by Mr. Mr. Lynch (Monsanto), pages 1260-1286, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C94	Trial Transcript, Dr. Julia Bailey-Serres, Redirect examination by Mr. Drivas (Novartis), pages 1289-1292, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C95	Trial Transcript, Deposition Testimony of Fred Perlak, pages 1337-1342, dated June 19, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C96	Trial Transcript, Guy Cardineau, Direct examination by Mr. Guise (Mycogen/Agrigenetics), pages 1392-1409, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C97	Trial Transcript, Guy Cardineau, Cross examination by Mr. Lynch (Monsanto), pages 1405-1413, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C98	Trial Transcript, Guy Cardineau, Redirect examination and transition statement by Mr. Guise (Mycogen/Agrigenetics), pages 1413-1418, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C99	Trial Transcript, Michel Adang, Direct examination by Mr. Mahaney (Mycogen/Agrigenetics), pages 1418-1453, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
9	Of	23	

C100	Trial Transcript, Michel Adang, Cross examination by Mr. Lynch (Monsanto), pages 1453-1487, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C101	Trial Transcript, Michel Adang, Redirect examination by Mr. Mahoney (Mycogen/Agrigenetics), pages 1487-1492, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C102	Trial Transcript, Gerald Bjorge, Direct examination by Mr. Olson (Mycogen/Agrigenetics), pages 1497-1514, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C103	Trial Transcript, Gerald Bjorge, Cross examination by Ms. Knoll (Monsanto), pages 1514-1531, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C104	Trial Transcript, Gerald Bjorge, Redirect examination and transition statement by Mr. Olson (Mycogen/Agrigenetics), pages 1532-1536, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C105	Trial Transcript, Deposition Testimony of Lawrence Lavin, pages 1537-1538, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C106	Trial Transcript, Joseph Falkinham, Direct examination by Mr. Olson (Mycogen/Agrigenetics), pages 1539-1604, dated June 24, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C107	Trial Transcript, Joseph Falkinham, Cross examination by Mr. Lynch (Monsanto), pages 1655, 1666-1696, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C108	Trial Transcript, Joseph Falkinham, Redirect examination and transition statement by Mr. Olson (Mycogen/Agrigenetics), pages 1696-1707, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C109	Trial Transcript, Deposition Testimony of Dr. Nam-Hai Chua and transition statements, pages 1707-1708, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C110	Trial Transcript, Fred Perlak, Rebuttal Direct examination by Mr. Lynch (Monsanto), pages 1712-1773, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C111	Trial Transcript, Fred Perlak, Cross examination by Mr. Drivas (Novartis), pages 1773-1821, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/s/ A.R. Kubelik/	Date Considered	02/23/2009
--------------------	-------------------	-----------------	------------



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
10	Of	23	

C112	Trial Transcript, Fred Perlak, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 1821-1841, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C113	Trial Transcript, Fred Perlak, Redirect examination by Mr. Lynch (Monsanto), pages 1842-1843, and transition statement by Mr. Olson (Mycogen/Agrigenetics), pages 1843-1844 dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C114	Trial Transcript, Roy Fuchs, Direct examination by Mr. Lynch (Monsanto), pages 1845-1855, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C115	Trial Transcript, Roy Fuchs, Cross examination by Mr. Drivas (Novartis), page 1855, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C116	Trial Transcript, Roy Fuchs, Cross examination by Mr. Dickerson (Mycogen/Agrigenetics), pages 1855-1860, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C117	Trial Transcript, Harry Klee, Direct examination by Mr. Lee (Monsanto), pages 1867-1874, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C118	Trial Transcript, Harry Klee, Cross examination by Mr. Drivas (Novartis), pages 1874-1875, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C119	Trial Transcript, Harry Klee, Cross examination by Mr. Mahaney (Mycogen/Agrigenetics), pages 1875-1878, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C120	Trial Transcript, Linda Hanley Bowdoin, Direct examination by Mr. Lee (Monsanto), pages 1880-1885, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C121	Trial Transcript, Linda Hanley Bowdoin, Cross examination by Mr. Drivas (Novartis), pages 1885-1887, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C122	Trial Transcript, Tom Rogers, Direct examination by Ms. Knoll (Monsanto), pages 1887-1894, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C123	Trial Transcript, Tom Rogers, Cross examination by Mr. Drivas (Novartis), pages 1894-1897, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C124	Trial Transcript, Toni Armstrong, Direct examination by Mr. Lee (Monsanto), pages 1897-1902, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
1	Of	23	

C125	Trial Transcript, Toni Armstrong, Cross examination by Mr. Oelke (Novartis), pages 1902-1903, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C126	Trial Transcript, Toni Armstrong, Cross examination by Mr. Dickerson (Mycogen/Agrigenetics), page 1903, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C127	Trial Transcript, Jeanne Layton, Direct examination by Mr. Lee (Monsanto), pages 1904-1912, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C128	Trial Transcript, Jeanne Layton, Cross examination by Mr. Oelke (Novartis), page 1912, dated June 25, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C129	Trial Transcript, David Fishhoff, Direct examination by Ms. Knoll (Monsanto), pages 1924-1963, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C130	Trial Transcript, David Fishhoff, Cross examination by Mr. Drivas (Novartis), pages 1963-2018, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C131	Trial Transcript, David Fishhoff, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 2018-2044, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C132	Trial Transcript, David Fishhoff, Redirect examination by Ms. Knoll (Monsanto), pages 2045-2046, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C133	Trial Transcript, Transition statements examination by Mr. Lynch (Monsanto) and Mr. Drivas (Novartis), pages 2047-2051, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C134	Trial Transcript, Deposition transcript of Walter Wright, pages 2051-2056, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C135	Trial Transcript, Dr. Nam-Hai Chua, Direct examination by Mr. Lynch (Monsanto), pages 2057-2071, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C136	Trial Transcript, Dr. Nam-Hai Chua, Cross examination by Mr. Olson (Mycogen/Agrigenetics), pages 2087-2096, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	

Examiner Signature	/Anne Kubelik/	Date Considered	02/02/2000
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
12	Of	23	

C137	Trial Transcript, Opening Statement by Mr. Drivas (Novartis) on inequitable conduct, pages 2209-2227, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C138	Trial Transcript, Opening Statement by Mr. Tomasch (Mycogen/Agrigenetics) on inequitable conduct, pages 2228-2253, dated June 26, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C139	Trial Transcript, Closing Argument by Mr. Lynch (Monsanto), pages 2277-2319, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C140	Trial Transcript, Closing Argument by Mr. Drivas (Novartis), pages 2320-2369, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C141	Trial Transcript, Closing Argument by Mr. Olson (Mycogen/Agrigenetics), pages 2371-2414, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C142	Trial Transcript, Rebuttal Argument by Mr. Lynch (Monsanto), pages 2414-2421, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C143	Trial Transcript, Rebuttal Argument by Mr. Drivas (Novartis), pages 2421-2422, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C144	Trial Transcript, Rebuttal Argument by Mr. Olson (Mycogen/Agrigenetics), pages 2422-2424, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C145	Trial Transcript, Opening Statement by Mr. Lynch (Monsanto) on inequitable conduct, pages 2432-2446, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C146	Trial Transcript, Lawrence Bogorad, Direct examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2447-2493, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C147	Trial Transcript, Lawrence Bogorad, Cross examination by Mr. Lynch (Monsanto), pages 2493-2505, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C148	Trial Transcript, Lawrence Bogorad, Redirect examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2505-2509, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C149	Trial Transcript, David Fishhoff, Examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2509-2547, dated June 29, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1448/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
13	Of	23	

C150	Trial Transcript, David Fishhoff, Continued examination by Mr. Tomasch (Mycogen/Agrigenetics), pages 2582-2614, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C151	Trial Transcript, David Fishhoff, Examination by Mr. Drivas (Novartis), pages 2614-2645, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C152	Trial Transcript, David Fishhoff, Examination by Ms. Knoll (Monsanto), pages 2646-2658, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C153	Trial Transcript, Closing argument by Mr. Tomasch (Mycogen/Agrigenetics) on inequitable conduct, pages 2658-2686, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C154	Trial Transcript, Closing argument by Mr. Drivas (Novartis) on inequitable conduct, pages 2691-2699, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C155	Trial Transcript, Closing argument by Mr. Lynch (Monsanto), pages 2699-2708, dated July 8, 1998, as filed in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C156	Expert report of Michael Adang, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C157	Expert report of Arthur Aronson, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C158	Expert report of Julia Bailey-Serres, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C159	Expert report of Gerald Bjorge, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C160	Expert report of Gerald Bjorge, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C161	Expert report of Lawrence Bogorad, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C162	Expert report of John Dewhirst, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.
C163	Expert report of Joseph Falkinham, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>			
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375		
		Filing Date	January 30, 1992		
		First Named Inventor	Kenneth A. Barton		
		Art Unit	1638		
		Examiner Name	A. R. Kubelik		
	14	Of	23	Attorney Docket Number	28079/41333

C164	Expert report of Joseph Falkinham, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C165	Expert report of Joseph Falkinham, submitted 4/30/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C166	Expert report of John Goolkasian, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C167	Expert report of John Goolkasian, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C168	Expert report of Julia Bailey Serres, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C169	Expert report of Nam-Hai Chua, submitted 4/15/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C170	Expert report of Nam-Hai Chua, submitted 3/25/98 in <i>Monsanto Co. v. Mycogen Plant Science, Inc., Agrigenetics, Inc., and Ciba-Geigy Corp.</i> , 96-133-RRM, United States Court District of Delaware.	
C171	Monsanto's Responses to Mycogen's First Set of Interrogatories, dated July 10, 1995, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C172	Monsanto's Responses to Plaintiffs' Fourth Set of Interrogatories, dated January 21, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C173	Mycogen Plant Science, Inc. and Agrigenetics, Inc.'s Responses to Monsanto's First Set of Interrogatories (Nos. 1-11), dated June 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C174	Mycogen's Notice of Motion and Motion for Summary Judgment of Validity and Memorandum of Points and Authorities in Support of Its Motion for Summary Judgment of Validity (includes Declaration of Laurenson in Support), dated December 28, 1995, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C175	Mycogen's Statement of Undisputed Facts in Support of Its Motion for Summary Judgment of Validity, dated December 28, 1995, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C176	Monsanto's Memorandum in Opposition to Mycogen's Motion for Summary Judgment of Validity and Exhibits in Support, filed July 24, 1996, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C177	Mycogen's Reply in Support of Its Motion for Summary Judgment of Validity, dated August 5, 1996, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO			<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)			Application Number	07/827,906-Conf. #3375
			Filing Date	January 30, 1992
			First Named Inventor	Kenneth A. Barton
			Art Unit	1638
			Examiner Name	A. R. Kubelik
			Attorney Docket Number	28079/41333
	15	Of	23	

C178	Order Denying Motion for Summary Judgment of Validity; Denying Motion for Summary Judgment Re Interpretation of 35 U.S.C. § 271(g); Granting Motion for Summary Judgment on Claim Construction, filed August 15, 1996, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C179	Monsanto's Motion and Notice of Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g) and § 103 Pursuant to Fed. R. Civ. P. 56, dated March 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C180	Mycogen's and Agrigenetics's Opposition to Monsanto's Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g) and § 103 (includes Declaration of F.T. Alexandra Mahaney and Appendix), dated April 13, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C181	Reply Brief of Monsanto in Support of Its Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g) and § 103, dated April 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C182	Monsanto's Motion and Notice of Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831 (includes Declaration of Melinda Patterson), dated March 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C183	Mycogen's Opposition to Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831 (includes Declaration of F.T. Alexandra Mahaney and Appendix), dated April 13, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C184	Reply Memorandum in Support of Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, dated April 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C185	Order Lifting Stay; Order Granting Monsanto's Motion for Summary Judgment Under 35 U.S.C. §§ 102(g) and 103; Order Denying Monsanto's Motion for Summary Judgment Under 35 U.S.C. § 112 as Moot, filed November 10, 1999, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C186	<i>Mycogen Plant, et al. v. Monsanto Company</i> , 252 F.3d 1306 (Fed. Cir. 2001) – <i>Inter alia</i> , reversing summary judgment of invalidity under 35 U.S.C. § 102(g).	
C187	Supplemental Memorandum of Points and Authorities in Support of Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, filed November 19, 2001, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C188	Mycogen's Opposition to Monsanto's Motion on Remand for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, dated December 3, 2001, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C189	Reply Memorandum of Points and Authorities in Support of Monsanto's Motion for Summary Judgment of Invalidity of Claims 1-12 of U.S. Patent No. 5,380,831, dated December 10, 2001, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
10	Of	23	

C190	Order Denying Monsanto's Motion for Summary Judgment, dated June 9, 2002, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C191	Rule 26 Expert Report of John T. Goolkasian, dated November 13, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C192	Rule 26 Expert Report of Dallas E. Johnson, dated November 13, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C193	Expert Report of Dr. Joachim Messing, dated November 13, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C194	Rebuttal Expert Report of Joseph Falkinham III, dated December 18, 2003, as filed in <i>Mycogen Plant, et al. v. Monsanto Company</i> , 95-CV-653, U.S. District Court, Southern District of California (San Diego).	
C195	Notice of DeKalb Pursuant to 35 U.S.C. § 282, dated December 12, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C196	Notice Under 35 U.S.C. § 282 by Monsanto and Delta and Pine Land Company, dated December 20, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C197	Mycogen's Supplemental Responses to Interrogatory Nos. 7 and 9 of DeKalb's Second Set of Interrogatories, dated December 9, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C198	Mycogen's Response to Monsanto's First Set of Interrogatories, dated June 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C199	Mycogen's Supplemental Response to Monsanto's First Set of Interrogatories, dated December 23, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C200	Monsanto's Responses to Mycogen's and Agrigenetics' First Set of Interrogatories, dated April 23, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C201	Monsanto's and Delta and Pine Land's Supplemental Responses to Interrogatories, dated November 21, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C202	Delta and Pine Land's Responses to Mycogen's and Agrigenetics' First Set of Interrogatories, dated April 28, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C203	Mycogen's and Agrigenetics' Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50, dated February 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C204	Mycogen's and Agrigenetics' Post-Trial Brief in Support of Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50 (includes Appendix, dated March 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
1	Of	23	

C205	Monsanto's and Delta and Pine Land's Opposition to Mycogen's Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50 (includes Appendix in Support; see Appendix OP 448.2, 448.3 and 448.4), dated April 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C206	Memorandum of DeKalb Genetics in Opposition to Plaintiff's Motion for Judgment as a Matter of Law, dated April 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C207	Mycogen's Reply Brief in Support of Its Motion for Judgment as a Matter of Law Under Fed. R. Civ. P. 50, dated May 11, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C208	Monsanto's and Delta and Pine Land's Renewed Motion for Judgment as a Matter of Law at the Close of Evidence, dated February 2, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C209	Monsanto's and Delta and Pine Land's Renewed Motion for Judgment as a Matter of Law after the Verdict, dated February 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C210	Memorandum in Support of Monsanto's and Delta and Pine Land's Renewed Motions for Judgment as a Matter of Law, dated March 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C211	Defendants' Reply to Plaintiffs' Opposition to Monsanto's and Delta and Pine Land's Motion for Judgment as a Matter of Law, dated May 12, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C212	Letter from Balick, Ashby & Geddes to Judge McKelvie re Issues Raised in DeKalb's Motion for Partial Summary Judgment, dated October 13, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C213	Letter from Ingersoll to Judge McKelvie re Mycogen's Reply on Banner Deposition for Summary Judgment Argument, dated January 6, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C214	Monsanto's and Delta and Pine Land's Brief in Support of Their Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated November 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C215	Plaintiffs' Brief in Opposition to Defendants' Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated December 22, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C216	Amended Version of Plaintiffs' Brief in Opposition to Defendants' Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated December 23, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C217	Reply Brief of Monsanto and Delta and Pine Land in Support of Their Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 102(g), dated January 7, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
18	Of	23	

C218	Monsanto's and Delta and Pine Land's Brief in Support of Its Motion for Summary Judgment of Invalidity of Patent Nos. 5,567,600 and 5,567,862 Under 35 U.S.C. § 112, dated October 27, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C219	Plaintiffs' Answering Brief to Monsanto's Motion for Summary Judgment of Invalidity of Patent Nos. 5,567,600 and 5,567,862 Under 35 U.S.C. § 112, dated November 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C220	Declaration of Dr. Guy Cardineau in Support of Plaintiffs' Answering Brief to Monsanto's Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 112, dated November 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C221	Monsanto's and Delta and Pine Land's Reply to Mycogen's Answer to Monsanto's Brief in Support of Their Motion for Summary Judgment of Invalidity Under 35 U.S.C. § 112, dated December 8, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C222	Opening Memorandum in Support of the Motion of DeKalb for Partial Summary Judgment of Invalidity (includes Appendix), dated October 13, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C223	Plaintiffs' Answering Brief to DeKalb's Motion for Partial Summary Judgment of Invalidity, dated November 18, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C224	Declaration of Keith Walker in Support of Answering Brief to DeKalb's Motion for Partial Summary Judgment of Invalidity, dated November 18, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C225	DeKalb's Reply Brief in Support of Its Motion for Partial Summary Judgment of Invalidity (includes Appendix), dated December 11, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C226	Judgment, dated February 5, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C227	Revised Opinion on Post-Trial Motions and Motion for Attorney Fees and on Inequitable Conduct, dated September 8, 1999, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C228	Donald W. Banner Expert Report, dated November 3, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C229	Dallas Johnson Expert Report, dated November 3, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C230	Joachim Messing Expert Report, dated November 3, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C231	Lawrence Bogorad Expert Report, dated November 14, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------

Substitute for form 1449/PTO  <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>		<b>Complete if Known</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>07/827,906-Conf. #3375</td> </tr> <tr> <td>Filing Date</td> <td>January 30, 1992</td> </tr> <tr> <td>First Named Inventor</td> <td>Kenneth A. Barton</td> </tr> <tr> <td>Art Unit</td> <td>1638</td> </tr> <tr> <td>Examiner Name</td> <td>A. R. Kubelik</td> </tr> <tr> <td>Attorney Docket Number</td> <td>28079/41335</td> </tr> </table>		Application Number	07/827,906-Conf. #3375	Filing Date	January 30, 1992	First Named Inventor	Kenneth A. Barton	Art Unit	1638	Examiner Name	A. R. Kubelik	Attorney Docket Number	28079/41335
Application Number	07/827,906-Conf. #3375														
Filing Date	January 30, 1992														
First Named Inventor	Kenneth A. Barton														
Art Unit	1638														
Examiner Name	A. R. Kubelik														
Attorney Docket Number	28079/41335														
19	Of	23													

C232	Joseph O. Falkinham Rebuttal Report, dated November 24, 1997, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C233	<i>Mycogen Plant Science, Inc. v. Monsanto Co.</i> , 243 F.3d 1316 (2001).	
C234	Trial Transcript, Opening Statement by Mr. Olson, pages 80-96, 101-118, dated January 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C235	Trial Transcript, Opening Statement by Mr. Lynch, pages 118-152, dated January 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C236	Trial Transcript, Opening Statement by Mr. Baumgartner, pages 154-193, dated January 20, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C237	Trial Transcript, Elizabeth E. Murray, Direct Examination by Mr. Olson, pages 443-481, dated January 21, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C238	Trial Transcript, Elizabeth E. Murray, Continued Direct Examination by Mr. Olson, pages 493-504, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C239	Trial Transcript, Elizabeth E. Murray, Cross-Examination by Ms. Knoll, pages 504-559, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C240	Trial Transcript, Elizabeth E. Murray, Cross-Examination by Mr. Baumgartner, pages 559-588, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C241	Trial Transcript, Elizabeth E. Murray, Redirect by Mr. Olson, pages 589-617, dated January 22, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C242	Trial Transcript, Frederick J. Perlak, Direct Examination by Mr. Lynch, pages 875-730, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C243	Trial Transcript, Frederick J. Perlak, Cross-Examination by Mr. Olson, pages 930-968, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C244	Trial Transcript, Frederick J. Perlak, Redirect by Mr. Lynch, pages 968-973, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C245	Trial Transcript, Sylvia McPherson, Direct Examination by Mr. Lee, pages 979-984, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C246	Trial Transcript, Sylvia McPherson, Cross-Examination by Mr. Olson, pages 984-987, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature _____ / Anne Kubelik/	Date Considered _____ 02/23/2009
--	----------------------------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
20	Of	23	

C247	Trial Transcript, Sylvia McPherson, Redirect by Mr. Lee, pages 987-988, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C248	Trial Transcript, Harry J. Klee, Direct Examination by Ms. Knoll, pages 989-996, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C249	Trial Transcript, Harry J. Klee, Cross-Examination by Mr. Olson, pages 996-997, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C250	Trial Transcript, Roy Fuchs, Direct Examination by Mr. Lynch, pages 998-1012, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C251	Trial Transcript, Roy Fuchs, Cross-Examination by Mr. Olson, pages 1012-1016, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C252	Trial Transcript, Linda Hanley-Bowdoin, Direct Examination by Ms. Knoll, pages 1017-1023, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C253	Trial Transcript, Linda Hanley-Bowdoin, Cross-Examination by Mr. Olson, page 1024, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C254	Trial Transcript, Stephen C. Rogers, Direct Examination by Mr. Lynch, pages 1025-1042, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C255	Trial Transcript, Stephen C. Rogers, Cross-Examination by Mr. Olson, pages 1042-1046, dated January 23, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C256	Trial Transcript, David Fischhoff, Direct Examination by Mr. Saylor, pages 1079-1111, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C257	Trial Transcript, David Fischhoff, Cross-Examination by Mr. Olson, pages 1111-1156, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C258	Trial Transcript, David Fischhoff, Redirect by Mr. Saylor, pages 1156-1160, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C259	Trial Transcript, Joachim Messing, Direct Examination by Mr. Lynch, pages 1166-1203, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C260	Trial Transcript, Joachim Messing, Cross-Examination by Mr. Olson, pages 1203-1229, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C261	Trial Transcript, Catherine Mackey, Direct Examination by Mr. Baumgartner, pages 1231-1272, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Substitute for form 1449/PTO  <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>		<h3 style="text-align: center;">Complete if Known</h3> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Application Number</td> <td>07/827,906-Conf. #3375</td> </tr> <tr> <td>Filing Date</td> <td>January 30, 1992</td> </tr> <tr> <td>First Named Inventor</td> <td>Kenneth A. Barton</td> </tr> <tr> <td>Art Unit</td> <td>1638</td> </tr> <tr> <td>Examiner Name</td> <td>A. R. Kubelik</td> </tr> <tr> <td>Attorney Docket Number</td> <td>28079/41333</td> </tr> </table>		Application Number	07/827,906-Conf. #3375	Filing Date	January 30, 1992	First Named Inventor	Kenneth A. Barton	Art Unit	1638	Examiner Name	A. R. Kubelik	Attorney Docket Number	28079/41333
Application Number	07/827,906-Conf. #3375														
Filing Date	January 30, 1992														
First Named Inventor	Kenneth A. Barton														
Art Unit	1638														
Examiner Name	A. R. Kubelik														
Attorney Docket Number	28079/41333														
21	Of	23													

C262	Trial Transcript, Catherine Mackey, Cross-Examination by Mr. Olson, pages 1273-1292, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C263	Trial Transcript, Catherine Mackey, Redirect by Mr. Baumgartner, pages 1292-1294, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C264	Trial Transcript, Michael A. Stephens, Direct by Mr. Baumgartner, pages 1302-1325, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C265	Trial Transcript, Michael A. Stephens, Cross-Examination by Mr. Olson, pages 1325-1335, dated January 26, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C266	Trial Transcript, Michael A. Stephens, Continued Cross-Examination by Mr. Olson, pages 1342-1344, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C267	Trial Transcript, Daniel R. Gallie, Direct by Mr. Baumgartner, pages 1359-1402, 1410-1435, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C268	Trial Transcript, Daniel R. Gallie, Cross-Examination by Mr. Guise, pages 1435-1448, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C269	Trial Transcript, Daniel R. Gallie, Redirect by Mr. Baumgartner, pages 1448-1453, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C270	Trial Transcript, Video Excerpts from Don Merlo Deposition, pages 1463-1478, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C271	Trial Transcript, Deposition Testimony from Donald Merlo, pages 1483-1496, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C272	Trial Transcript, Deposition Testimony from Thomas Rocheleau, pages 1497-1520, dated January 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C273	Trial Transcript, Joseph O. Falkinham, Direct Examination by Mr. Guise, pages 1625-1654, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C274	Trial Transcript, Joseph O. Falkinham, Cross-Examination by Mr. Lynch, pages 1654-1690, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C275	Trial Transcript, Joseph O. Falkinham, Cross-Examination by Mr. Baumgartner, pages 1690-1691, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C276	Trial Transcript, Joseph O. Falkinham, Redirect by Mr. Guise, pages 1691-1694, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al.</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2000
--------------------	----------------	-----------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to furnish information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
22	Of	23	

C277	Trial Transcript, Michael J. Adang, Direct Examination by Ms. Mahaney, pages 1701-1744, 1747-1750, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C278	Trial Transcript, Michael J. Adang, Cross-Examination by Mr. Lynn, pages 1750-1778, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C279	Trial Transcript, Michael J. Adang, Cross-Examination by Mr. Baumgartner, pages 1778-1813, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C280	Trial Transcript, Michael J. Adang, Redirect by Ms. Mahaney, pages 1813-1820, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C281	Trial Transcript, Deposition Testimony of John Ingle, pages 1833-1840, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C282	Trial Transcript, Jean Romero-Severson, Direct Examination by Ms. Mahaney, pages 1841-1847, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C283	Trial Transcript, Jean Romero-Severson, Cross-Examination by Ms. Knoll, pages 1847-1850, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C284	Trial Transcript, Deposition Testimony of Carolyn Stock, pages 1851-1862, dated January 28, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C285	Trial Transcript, Deposition Testimony of Carolyn Stock (Continued), pages 1933-1939, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C286	Trial Transcript, Theodore Klein, Direct Examination by Mr. Katcoff, pages 1970-1993, 2003-2013, dated January 19, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C287	Trial Transcript, Theodore Klein, Cross-Examination by Mr. Baumgartner, pages 2014-2054, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C288	Trial Transcript, Theodore Klein, Redirect by Mr. Katcoff, pages 2054-2058, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C289	Trial Transcript, Deposition Testimony of Charles Armstrong, pages 2063-2074, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C290	Trial Transcript, Deposition Testimony of Ben Bowen, pages 2074-2094, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).
C291	Trial Transcript, Deposition Testimony of William Gurley, pages 2132-2141, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
-----------------------	----------------	--------------------	------------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	07/827,906-Conf. #3375
		Filing Date	January 30, 1992
		First Named Inventor	Kenneth A. Barton
		Art Unit	1638
		Examiner Name	A. R. Kubelik
		Attorney Docket Number	28079/41333
23	Of	23	

C292	Trial Transcript, Deposition Testimony of Lorance Greenlee, pages 2197-2194, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C293	Trial Transcript, Deposition Testimony of Larry Swane, pages 2194-2196, dated January 29, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C294	Trial Transcript, Deposition Testimony of Kevin McBride, pages 2254-2257, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C295	Trial Transcript, Deposition Testimony of Duff Dean, pages 2257-2258, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C296	Trial Transcript, Deposition Testimony of Sherry Brown, pages 2258-2261, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C297	Trial Transcript, Deposition Testimony of Charles Romano, pages 2261-2264, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C298	Trial Transcript, Deposition Testimony of Dave Corbin, pages 2264-2273, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C299	Trial Transcript, Deposition Testimony of Duff Dean (Counterdesignation), pages 2275-2276, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C300	Trial Transcript, Closing Argument by Mr. Olson, pages 2368-2371, 2396-2433, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C301	Trial Transcript, Closing Argument by Mr. Lynch, pages 2434-2476, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C302	Trial Transcript, Closing Argument by Mr. Baumgartner, pages 2479-2522, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C303	Trial Transcript, Closing Argument by Mr. Olson (Continued), pages 2522-2528, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C304	Trial Transcript, Closing Argument by Mr. Baumgartner (Continued), pages 2528-2530, dated January 30, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	
C305	Plaintiffs' Answering Brief in Opposition to Monsanto's and Delta and Pine Land's Motion for Judgment as a Matter of Law, dated April 27, 1998, as filed in <i>Mycogen Plant, et al. v. Monsanto Company, et al</i> , 1:96-cv-00505-RRM, U.S. District Court, District of Delaware (Wilmington).	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*Applicant's unique citation designation number (optional). \*Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Anne Kubelik/	Date Considered	02/23/2009
--------------------	----------------	-----------------	------------